

111TH CONGRESS  
1ST SESSION

# S. 1685

To provide an emergency benefit of \$250 to seniors, veterans, and persons with disabilities in 2010 to compensate for the lack of a cost-of-living adjustment for such year, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17, 2009

Mr. SANDERS (for himself, Mr. LEAHY, Mr. WHITEHOUSE, and Mr. DODD) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To provide an emergency benefit of \$250 to seniors, veterans, and persons with disabilities in 2010 to compensate for the lack of a cost-of-living adjustment for such year, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Emergency Senior Citi-  
5 zens Relief Act of 2009”.

1 **SEC. 2. EXTENSION OF CERTAIN ECONOMIC RECOVERY**  
2 **PAYMENTS.**

3 Section 2201 of title II of division B of the American  
4 Recovery and Reinvestment Act of 2009 is amended—

5 (1) by inserting “in each of calendar years  
6 2009 and 2010” after “the Secretary of the Treas-  
7 ury shall disburse” in subsection (a)(1)(A),

8 (2) by inserting “(for purposes of payments  
9 made for calendar year 2009), or the 3-month pe-  
10 riod ending with the month which ends prior to the  
11 month that includes the date of the enactment of the  
12 Emergency Senior Citizens Relief Act of 2009 (for  
13 purposes of payments made for calendar year  
14 2010)” after “the month that includes the date of  
15 the enactment of this Act” in subsection (a)(1)(A),

16 (3) by inserting “(for purposes of payments  
17 made under this paragraph for calendar year 2009),  
18 or the 3 month period ending with the month which  
19 ends prior to the month that includes the date of the  
20 enactment of the Emergency Senior Citizens Relief  
21 Act of 2009 (for purposes of payments made under  
22 this paragraph for calendar year 2010)” after “the  
23 month that includes the date of the enactment of  
24 this Act” in subsection (a)(1)(B)(iii),

25 (4) by inserting “An individual who is entitled  
26 to, or eligible for, a benefit or cash payment de-

1       scribed in paragraph (1) in both of the 3-month pe-  
 2       riods described in paragraph (1)(A) shall be paid a  
 3       payment under this section in each of calendar years  
 4       2009 and 2010.” at the end of paragraph (3) of  
 5       subsection (a),

6               (5) by inserting “IN 1 YEAR” after “NO DOU-  
 7       BLE PAYMENTS” in the heading of paragraph (3) of  
 8       subsection (a),

9               (6) by inserting “applicable” before “3-month  
 10      period” in subsection (a)(4)(A),

11              (7) by inserting “applicable” before “3 month  
 12      period” in subsection (a)(4)(B),

13              (8) by inserting “for purposes of payments  
 14      made for calendar year 2009, or after December 31,  
 15      2011, for purposes of payments made for calendar  
 16      year 2010,” after “December 31, 2010,” in sub-  
 17      section (a)(5)(B), and

18              (9) by striking “2011” in subsection (e) and in-  
 19      serting “2012”.

20 **SEC. 3. TEMPORARY APPLICATION OF OLD-AGE, SUR-**  
 21 **VIVORS, AND DISABILITY INSURANCE TAX TO**  
 22 **CERTAIN EARNINGS IN EXCESS OF \$250,000.**

23       In the case of an individual who receives remunera-  
 24      tion for employment (within the meaning of section  
 25      3121(a) of the Internal Revenue Code of 1986, without

1 regard to paragraph (1) thereof) or net earnings from self-  
2 employment (within the meaning of section 1402(b) of  
3 such Code, without regard to paragraph (1) thereof) in  
4 excess of \$250,000 in calendar year 2010, for purposes  
5 of sections 3121(a)(1) and 1402(b)(1) of the Internal Rev-  
6 enue Code of 1986, the amount of the contribution and  
7 benefit base as determined under section 230 of the Social  
8 Security Act shall be increased for such year by the  
9 amount of such excess. For purposes of the preceding sen-  
10 tence, the amount of the excess over \$250,000 which is  
11 taken into account under this section shall not exceed  
12 \$109,000. In no event shall any individual's primary in-  
13 surance amount be determined under title II of the Social  
14 Security Act by taking into account the portion of the  
15 wages or self-employment income by which the contribu-  
16 tion and benefit base is increased under this section.

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